

STATE OF CONNECTICUT
STATE ELECTIONS ENFORCEMENT COMMISSION

MINUTES OF THE
STATE ELECTIONS ENFORCEMENT COMMISSION
REGULAR MEETING
5th Floor Conference Room
October 14, 2010
9:00 A.M.

I. Call to Order

Chairman Cashman called the meeting to order at 9:13 A.M. Commissioner's Jenkins, Bozzuto and Castagno were present. Agency staff was also present.

II. Approval of the Minutes

Approval of the Minutes of the October 6, 2010 Regular Teleconference Meeting

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the Minutes of the October 6, 2010 Regular Teleconference Meeting. So voted.

III. Pending Complaints and Investigations

A. Public Session

1. In the Matter of a Complaint by Sandra M. Jenkins, Stratford
File No. 2008-163
Proposed Findings and Conclusions
Attorney: Shannon Bergquist
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2008-163. So voted. The Commission will take no further action for the reasons stated in the aforementioned decision. The Findings and Conclusions are available on our website under [Commission Decisions](#).

2. In the Matter of a Complaint by Jeff Yazmer, Killingworth
File No. 2009-092
Proposed Findings and Conclusions
Attorney: Shannon Bergquist
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2009-092. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under [Commission Decisions](#).

3. In the Matter of a Complaint by Giselle Feliciano, Hartford
File No. 2010-037
Proposed Findings and Conclusions
Attorney: Shannon Bergquist
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2010-037. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under [Commission Decisions](#).

4. In the Matter of a Complaint by Catherine A. Thomas, Thompson
File No. 2010-102
Consideration of Request to Withdraw Complaint
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaint and the complainant's request to withdraw the complaint. He had no objection to the withdrawal.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to permit the complainant's withdrawal of his complaint in File No. 2010-102. So voted. The complaint is withdrawn.

B. Executive Session per C.G.S. 1-200(6)(B) and (E), and 1-210(b)(3) and (4)

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins at 9:18 A.M. to proceed into Executive Session Pursuant to C.G.S. §1-200(6)(B) and (E) and §1-210(b)(3) and (4) to discuss pending complaints and investigations. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto and Castagno were present. Staff members present were Mr. Lenge, Mr. Crayton, Ms. Bergquist, Mr. Smith, Mr. Ahern, Ms. Blackburn, Ms. Stratton, Ms. Kulmacz, Ms. Kief, Ms. Rotman, Ms. Leibenhaut, Ms. Sadowski, Mr. Foley, Ms. Nicolescu, Ms. Montgomery, Mr. Talbert-Slagle, Mr. Urso, Ms. Adams, Ms. Zaccagnino, Mr. Cascudo, Ms. Waterman, Mr. Boutin, Ms. Varrs, Ms. Cruz-Cabrera, Mr. Munir and Mr. Paxi.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 11:27 A.M. to return to public session. So voted.

Returning to the public session, the Commission took the following action:

5. In the Matter of a Complaint by Barbara K. Rockwell, Plymouth
File No. 2008-143
Proposed Findings and Conclusions
Attorney: Shannon Bergquist
Lead Legal Investigator: Gilberto Oyola

Attorney Bergquist summarized the above referenced complaint and the proposed Findings and Conclusions recommending the Commission take no further action.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2008-143. So voted. The complaint is dismissed without prejudice for the reasons stated in the aforementioned decision. The Findings and Conclusions are available on our website under [Commission Decisions](#).

6. In the Matter of a Complaint by Jonathan Pelto
File No. 2009-104
Attorneys: Shannon Bergquist & James Talbert-Slagle
Lead Legal Investigator: Charles Urso

This matter is continued.

7. In Re: Request Initiation of an Investigation into the financial activities of the 7th District Democratic Town Committee and the veracity of the campaign finance statements filed on its behalf.

File No. 2010-058NF

Attorney: Shannon Bergquist

Attorney Bergquist summarized the aforementioned request to initiate an investigation.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to initiate an investigation into the financial activities of the 7th District Democratic Town Committee. So voted.

8. In the Matter of a Complaint by Carolyn Z. Soltis, Cheshire

File No. 2008-142

Attorney: Kevin Ahern

Lead Legal Investigator: Gilberto Oyola

This matter is continued.

9. In the Matter of a Complaint by Maria Valle, Bridgeport

File No. 2010-034

Proposed Findings and Conclusions

Attorney: Kevin Ahern

Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2010-034. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under [Commission Decisions](#).

10. In the Matter of a Complaint by Tom Holyoyd, Roxbury

File No. 2009-122

Proposed Findings and Conclusions

Attorney: Kevin Ahern

Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2009-122. So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

11. In the Matter of a Complaint by Daniel Borchers, Odenton, Maryland
File No. 2009-010
Proposed Findings and Conclusions
Attorney Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

Attorney Ahern summarized the above referenced complaint and the proposed Findings and Conclusions recommending dismissal of the complaint.

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to adopt the proposed Findings and Conclusions in File No. 2009-010. So voted. The Commission will take no further action for the reasons stated in the aforementioned decision. The Findings and Conclusions are available on our website under Commission Decisions.

12. In the Matter of a Complaint by Christopher Watts, Windsor
File No. 2010-100
Attorney: Kevin Ahern
Lead Legal Investigator: Gilberto Oyola

This matter is continued.

13. In the Matter of Complaints by John McCarthy, Wolcott
File Nos. 2009-085 and 2009-086
Proposed Findings and Conclusions
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

Attorney Smith summarized the above referenced complaints and the proposed Findings and Conclusions recommending dismissal of the complaints. It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to adopt the proposed Findings and Conclusions in File No. 2009-085 and 2009-086.

So voted. The complaint is dismissed for the reasons stated. The Findings and Conclusions are available on our website under Commission Decisions.

14. In the Matter of a Complaint by Carla Squatrito, Manchester
File No. 2010-112
Attorney: William B. Smith
Lead Legal Investigator: Gilberto Oyola

This matter is continued.

15. In Re: SEEC Initiated "Friends of Susan Bysiewicz, 2010, Inc."
File No. 2010-108
Attorney: Marc W. Crayton
Lead Legal Investigator: Charles Urso

This matter is continued.

***IV. Executive Session per C.G.S. §§ 1-200(6)(B) and (E), and 1-210(b)(1),(3) and (4)
(Preliminary draft and agency consideration of enforcement action and exempt
records relative thereto)***

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins at 11:37 A.M. to proceed into Executive Session Pursuant to C.G.S. §1-200(6)(B) and (E) and §1-210(b) (1), (3) and (4) to discuss draft audit reports, listed as items 1-4, Section IV. So voted. Chairman Cashman and Commissioners Jenkins, Bozzuto and Castagno were present. Staff members present were Mr. Lenge, Mr. Crayton, Ms. Bergquist, Mr. Smith, Mr. Ahern, Ms. Blackburn, Ms. Stratton, Ms. Kulmacz, Ms. Kief, Ms. Rotman, Ms. Leibenhaut, Ms. Sadowski, Mr. Foley, Ms. Nicolescu, Ms. Montgomery, Mr. Talbert-Slagle, Mr. Urso, Ms. Adams, Ms. Zaccagnino, Mr. Cascudo, Ms. Waterman, Mr. Boutin, Ms. Varrs, Ms. Cruz-Cabrera, Mr. Munir and Mr. Paxi.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto at 11:43 A.M. to return to public session. So voted.

Returning to public session, the Commission took the following action:

Consideration of Draft Audit Reports

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the issuance of the aforementioned committee draft Audit Reports 1 and 4 as Final Audit Reports. So voted.

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to initiate investigations with respect to Item 2, "Friends of Farah" and Item 3, "Royston 2008" and refer the matters to the enforcement unit.

1. "Butler 2008," Larry Butler
Examiner: Martin Paxi
2. "Friends for Farah," Ted Farah
Examiner: Linda Waterman
3. "Royston 2008," Michael Royston
Examiner: Monique Tusinski
4. "Friends of George Colli," George Colli
Examiner: Salman Munir

V. Consideration of Applications for Public Grants from the Citizens' Election Fund

Campaign Disclosure and Audit Director, Dianna Kulmacz, presented the analysis of her unit's review of the grant applications referred to below, and offered her recommendation. After discussion, the Commission took the following action.

1. "Joe Markley for State Senate," Joseph C. Markley

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Joe Markley for State Senate," Joseph C. Markley. So voted.

2. "Re-Elect Piscopo," John E. Piscopo

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to approve the grant application for "Re-Elect Piscopo," John E. Piscopo. So voted.

3. "Miller 2010," Lawrence G. Miller

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Miller 2010," Lawrence G. Miller. So voted.

4. "Hurlburt 2010," Bryan P. Hurlburt

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Hurlburt 2010," Bryan P. Hurlburt. So voted.

5. "Tierney 2010," Terry Tierney

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Tierney 2010," Terry Tierney. So voted.

6. "Committee to Elect Laurie J. Barrett," Laurie J. Barrett

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno to approve the grant application for "Committee to Elect Laurie J. Barrett," Laurie J. Barrett. So voted.

7. "Committee to Elect Ethan Goldman," Ethan Goldman

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Committee to Elect Ethan Goldman," Ethan Goldman. So voted.

8. "Malvi for State Rep. District 61," Malvamel G. Lennon

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Malvi for State Rep. District 61," Malvamel G. Lennon. So voted.

9. "Lockwood for 39th Rep.," Andrew R. Lockwood

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno to approve the grant application for "Lockwood for 39th Rep.," Andrew R. Lockwood. So voted.

10. "Diana Urban 2010," Diana S. Urban

It was moved by Commissioner Bozzuto and seconded by Commissioner Castagno to approve the grant application for "Diana Urban 2010," Diana S. Urban. So voted.

11. "Tercyak 2010," Peter Tercyak

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Tercyak 2010," Peter Tercyak. So voted.

12. "Elect Mae Flexer," Mae M.E. Flexer

It was moved by Commissioner Bozzuto and seconded by Commissioner Castagno to approve the grant application for "Elect Mae Flexer," Mae M.E. Flexer. So voted.

13. "Gaffney for State Rep.," Christopher J. Gaffney

It was moved by Commissioner Bozzuto and seconded by Commissioner Jenkins to approve the grant application for "Gaffney for State Rep.," Christopher J. Gaffney. So voted.

14. "Riiska for 63rd," William O. Riiska

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Riiska for 63rd," William O. Riiska. So voted.

15. "Re-Elect Clemons 2010," Charles D. Clemons

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno to approve the grant application for "Re-Elect Clemons 2010," Charles D. Clemons. So voted.

16. "Jim Miron for Senate," James R. Miron

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Jim Miron for Senate," James R. Miron. So voted.

17. "Etre for Vernon and Rockville 2010," Mark S. Etre

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Etre for Vernon and Rockville 2010," Mark S. Etre. So voted.

18. "Maynard for State Senate," Andrew M. Maynard

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Maynard for State Senate," Andrew M. Maynard. So voted.

19. "Butler 2010," Larry B. Butler

It was moved by Commissioner Jenkins and seconded by Commissioner Bozzuto to approve the grant application for "Butler 2010," Larry B. Butler. So voted.

20. Grant Application Packages Submitted in Whole or in Part After 5 p.m. on Friday October 8, 2010

Ms. Rotman discussed the application packages that were received after the filing deadline with the Commission. The Commission gave the affected applicants the opportunity to address the Commission concerning their application packages. Applications open for discussion before the Commission were "Gomes for Senate 2010," The Committee to Elect Bill Zappone," "Morris is for Us," and "Friends for Chris Perone."

Candidates Bill Zappone and Chris Perone addressed the Commission. Upon conclusion of the candidate's statements, the Commission expressed their regrets that they cannot admit the application packages because they were not timely filed and that they therefore must be rejected. No votes were taken.

VI. Consideration of Advisory Opinions

1. Advisory Opinion 2010-09: Candidate Committees and Joint Communications
2. Advisory Opinion 2010-10: Communications on Behalf of Candidates by Party Committees, Legislative Leadership Committees, and Legislative Caucus Committees

This matter is moved to the next Commission meeting.

VII. Administrative Reports

Mr. Lenge updated the Commission on statistical data affecting each unit within the agency.

Mr. Lenge announced there were 262 participating candidates in the Citizens' Election Program, totaling a 70% participation rate. Future training sessions are scheduled for November 15, 2010 and December 1, 2010 regarding termination.

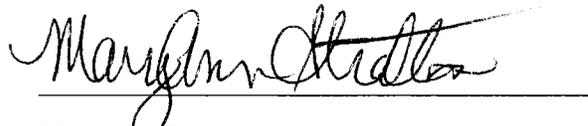
Mr. Lenge announced new features to the eCRIS filing system and that 53% of committees are using the eCRIS system, which is up 20% from this time last year.

VIII. Adjournment

It was moved by Commissioner Jenkins and seconded by Commissioner Castagno at 12:21 P.M. to adjourn the meeting. So voted. Unless otherwise indicated, all votes of the Commission were unanimous.

The next regular scheduled meeting is November 17, 2010 at 9:00 A.M. in the 5th Floor Conference room.

Respectfully submitted,



MaryAnn Stratton
Acting Clerk of the Commission

Adopted this 17th day of November, 2010 at Hartford, Connecticut.



Stephen F. Cashman
By Order of the Commission